

FILED

JUN 10 2009

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UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
WESTERN DIVISION

TECHNOLOGY FUNDING GROUP
L.L.C., a Delaware Limited Liability
Company,

Plaintiff,

VS.

THE FIRST WESTERN BANK OF
STURGIS, a South Dakota Corporation,

Defendant.

CIV. 07-5081-RHB


ORDER DENYING DEFENDANT'S
MOTIONS FOR PARTIAL
SUMMARY JUDGMENT

Defendant in the above-captioned matter has filed two motions for partial summary judgment. Docket #27, #56. After reviewing the submissions of the parties, including the briefs and affidavits in support thereof, the Court concludes that there are genuine issues of fact for resolution at trial. Accordingly, it is hereby

ORDERED that defendant's motions for partial summary judgment (Docket #27, #56) are denied.

Dated this 10 day of June, 2009.

BY THE COURT:


RICHARD H. BATTEY
UNITED STATES DISTRICT JUDGE